

10/571505

INFO: SCUPPTO 10 MAR 2003

Customer No. 22,852

Attorney Docket No. 05168.0073

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: **Katsunori SHIMOMURA et al.** )  
 )  
Application No.: Not Yet Assigned )  
 ) Group Art Unit: Not Yet Assigned  
Filed: **March 10, 2006** )  
 ) Examiner: Not Yet Assigned  
National Stage of International Application No. )  
**PCT/JP2003/011621** under 35 U.S.C. 371 )  
 )  
For: **THREE-DIMENSIONAL MEASURING** )  
**EQUIPMENT** )

**MAIL STOP PCT**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicants bring to the Examiner's attention the documents listed on attached Form PTO/SB/08 and cited in the international search report. With the exception of the U.S. patent, a copy of each listed document is attached. Applicants respectfully request that the Examiner consider the documents listed on attached Form PTO/SB/08 and indicate that they were considered by making an appropriate notation on this form.

This Information Disclosure Statement is being filed with the above-referenced application.

The following are listed on the accompanying PTO/SB/08 and are in a non-English language:

1. Japanese patent publication no. 2002-107128.
2. Japanese patent publication no. 2-300608.
3. Japanese patent publication no. 63-289406.
4. Japanese patent publication no. 2001-264035. The relevance of this document is discussed at pages 1 and 24 of the specification of the present application.

In lieu of a statement of relevance or the translation of the non-English documents listed as 1-3 above, enclosed is an English-language translation of the international search report from the Japanese Patent Office in the PCT international application, from which this national phase U.S. application is derived, citing these documents and setting forth the relevance thereof.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed

Customer No. 22,852  
Attorney Docket No. 05168.0073

documents, should one or more of the documents be applied against the claims of the present application.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: March 10, 2006

By: 

Ernest F. Chapman  
Reg. No. 25,961

Enclosures  
EFC/FPD/blc

10/571505

10 MAR 2006

IDS Form PTO/SB/08: Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet	1	of	1	Application Number	Not Yet Available
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Filing Date	March 10, 2006
First Named Inventor	Katsunori SHIMOMURA
Art Unit	Not Yet Available
Examiner Name	Not Yet Available
Attorney Docket Number	05168.0073

**U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS**

Examiner Initials	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US-6,061,126	05-09-2000	Yoshimura et al.	

**Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004****FOREIGN PATENT DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>
		JP 2002-107128	04-10-2002			No
		WO 01/81859	11-01-2001	Gartner et al.		
		JP 2-300608	12-12-1990			No
		JP 63-289406	11-25-1988			No
		JP 2001-264035	09-26-2001			No

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.